

PATENT
Attorney Docket No: 358.02

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHOD AND SYSTEM FOR INTERNET PERSONALIZATION

the specification of which (check one) a is attached hereto or was filed on as Application Serial No. and was amended on (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendments referred to above.

I acknowledge the duty to disclose all information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed
Yes No

Number Country Day/Month/Year Filed

Number Country Day/Month/Year Filed

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

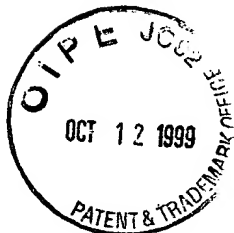
Application Serial No. Filing Date Status: Patented, Pending, Abandoned

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I hereby appoint the members of the firm of DERGOSITS & NOAH LLP, a firm composed of Michael E. Dergosits (Reg. No. 31,243), Todd A. Noah (Reg. No. 35,626), Richard A. Nebb (Reg. No. 33,540), Laurie J. Mintz (Reg. No. 35,957), Paul K. Tomita (Reg. No. 43,196) and Geoffrey T. Sumiford, (Reg. No. 43,151), Four Embarcadero Center, Suite 1150, San Francisco, California 94111 as my attorneys with full power of substitution to prosecute this application and to transact all business in the Patent and Trademark Office in connection therewith.

Please direct all correspondence regarding this application to the following:

DERGOSITS & NOAH LLP
Attn: Michael E. Dergosits
Four Embarcadero Center, Suite 1150
San Francisco, California 94111
Telephone: (415) 705-6377



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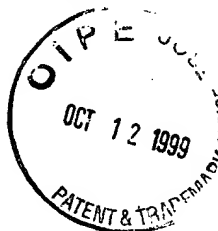
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint inventor: Jonathan Oliver
Inventor's signature: _____ Date: _____
Residence: 733 - 65th Street, Oakland, California 94619
Citizenship: Australian
Post Office Address: same as above

Full name of second joint inventor: Rohan Baxter
Inventor's signature: [Signature] Date: 8/20/99
Residence: 485 Prince Street, Oakland, California 94610
Citizenship: Australian
Post Office Address: same as above

Full name of third joint inventor: Wray Rutime
Inventor's signature: _____ Date: _____
Residence: 1126 Oxford Street, Oakland, California 94707
Citizenship: Australian
Post Office Address: same as above

Full name of fourth joint inventor: Steven Watkinson
Inventor's signature: [Signature] Date: 8/20/99
Residence: 1660 Bay Street #203, San Francisco, California 94123, USA
Citizenship: United Kingdom
Post Office Address: As above



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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint inventor: Jonathan Oliver
Inventor's signature: Jonathan Oliver Date: 27/July/99
Residence: 733 - 65th Street, Oakland, California 94609
Citizenship: Australian
Post Office Address: same as above

Full name of second joint inventor: Rohan Baxter
Inventor's signature: To be notarized Date: _____
Residence: 485 Prince Street, Oakland, California 94610
Citizenship: Australian
Post Office Address: same as above

Full name of third joint inventor: Wray Buntine
Inventor's signature: [Signature] Date: 27/July/99
Residence: 1126 Oxford Street, Oakland, California 94617
Citizenship: Australian
Post Office Address: same as above

Full name of fourth joint inventor: Steven Warehouse
Inventor's signature: To be notarized Date: _____
Residence: 1660 Bay Street, #203, San Francisco, California 94123
Citizenship: U.S.A.
Post Office Address: United Kingdom

OCT 12 1999

PATENT & TRADEMARK

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Attorney's Docket No.: 358.02

Applicants: Jonathan Oliver, Rohan Baxter, Wray Rutime and Steven Waterhouse.
Serial No.: Unassigned
Filed: Herewith
For: Method and System for Internet Personalization

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) - SMALL BUSINESS CONCERN

I hereby declare that I am:

- ☒ the owner of the small business concern identified below;
☐ an official of the small business concern empowered to act on behalf of the concern identified below;

NAME OF CONCERN: Ultimode, Inc.
ADDRESS OF CONCERN: 2201 Broadway, 2nd Floor, Oakland, CA 94612

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-15, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contracts or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled **METHOD AND SYSTEM FOR INTERNET PERSONALIZATION** by inventor(s) Jonathan Oliver, Rohan Baxter, Wray Rutime and Steven Waterhouse described in:

- ☒ the specification filed herewith
☐ application serial no. _____ filed _____
☐ patent no. _____ issued _____

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights in the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27).

NAME: _____
ADDRESS: _____
☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

NAME: _____
ADDRESS: _____
☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

I acknowledge the duty to file, in this application, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the notice of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like to make are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent in which this verified statement is directed.

NAME OF PERSON SIGNING: Wray Rutime
TITLE OF PERSON SIGNING: President
ADDRESS OF PERSON SIGNING: Ultimode, Inc., 2201 Broadway, 2nd Floor, Oakland, CA 94612

DATE: 10/7/99

SIGNATURE: 